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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/725,782	11/29/2000	Peter Rohrig	CU-2402 TFP	8684
Ladas & Parry 224 South Michigan Avenue Chicago, IL 60604			EXAMINER HALE, GLORIA M	
			ART UNIT 3765	PAPER NUMBER
			MAIL DATE 02/20/2008	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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Art Unit 3765

In re Application of  
Roehrig  
Serial No.09/725,782  
Filed November 29, 2000  
For: Pacifier

DECISION ON PETITION

In the petition under 37 CFR 1.324 filed December 18, 2007, applicant request that Ernst W. Beranek be added as an inventor of the above named invention. In order for the petition under 37 CFR 1.324 to be granted, the petition must be accompanied with the following:

(a) Whenever through error a person is named in an issued patent as the inventor, or through error an inventor is not named in an issued patent and such error arose without any deceptive intention on his or her part, the Director, pursuant to 35 U.S.C. 256, may, on application of all the parties and assignees, or on order of a court before which such matter is called in question, issue a certificate naming only the actual inventor or inventors. A petition to correct inventorship of a patent involved in an interference must comply with the requirements of this section and must be accompanied by a motion under § 41.121(a)(2) or § 41.121(a)(3) of this title.

(b) Any request to correct inventorship of a patent pursuant to paragraph (a) of this section must be accompanied by:

- (1) Where one or more persons are being added, a statement from each person who is being added as an inventor that the inventorship error occurred without any deceptive intention on his or her part;
- (2) A statement from the current named inventors who have not submitted a statement under paragraph (b)(1) of this section either agreeing to the change of inventorship or stating that they have no disagreement in regard to the requested change;

- (3) A statement from all assignees of the parties submitting a statement under paragraphs (b)(1) and (b)(2) of this section agreeing to the change of inventorship in the patent, which statement must comply with the requirements of § 3.73(b) of this chapter; and
- (4) The fee set forth in § 1.20(b).

**The petition is dismissed.**

Applicant has not provided the requirements identified in sections (b) 1-3 above.

Therefore, since the requirements set forth in 37 CFR 1.324 have not been met by applicants' petition, the petition cannot be granted at this time.

PETITION DISMISSED



Gary L. Welch  
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